

Aug 15, 2019

SEAN F. MCVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

MICHAEL DERRELL MILAM,

Plaintiff,

v.

DISCIPLINARY HEARING OFFICER
PIERCE, C/O POTTSM C/O JAMES
NORED, C/O MATTHEW KOURI, RN
SHAWN GANNON, C/O ROBERT
SLACK and C/O SHARI HARMON,

Defendants.

4:19-cv-05013-SAB

**ORDER DISMISSING ACTION
FOR FAILURE TO COMPLY
WITH FILING FEE
REQUIREMENTS**

By Order filed May 17, 2019, the Court directed Mr. Milam to provide a new application to proceed *in forma pauperis* upon his notification that he was released from incarceration at the Washington State Penitentiary to a residential address in Kent, Washington. ECF No. 12. Plaintiff had presented a *pro se* civil rights complaint and Defendants were not served. In the alternative, the Court instructed Plaintiff to pay the \$400.00 fee (\$350.00 filing fee, plus \$50.00 administrative fee) to commence this action under 28 U.S.C. § 1914.

Plaintiff did not comply with the Court's directive and has filed nothing further in this action. The Court assumes that Plaintiff has chosen to abandon this litigation.

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ORDER DISMISSING ACTION FOR FAILURE TO COMPLY WITH FILING FEE REQUIREMENTS -- 1

1 Therefore, for the reasons set forth above and in the Court's prior Order, **IT**
2 **IS ORDERED** that this action is **DISMISSED** for failure to comply with the
3 filing fee requirements of 28 U.S.C. §§ 1914 and 1915. **IT IS FURTHER**
4 **OREDERED** that all pending Motions are **DENIED as moot.**

5 **IT IS SO ORDERED.** The Clerk's Office is directed to enter this Order,
6 enter judgment, provide copies to Plaintiff at his last known address and **CLOSE**
7 the file. The Court certifies any appeal of this dismissal would not be taken in good
8 faith.

9 | DATED this 15th day of August 2019.



Stanley A. Sestan

Stanley A. Bastian
United States District Judge